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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/348,652	07/06/1999	JAMEY GRAHAM	15358-005500	5555

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EXAMINER

PAULA, CESAR B

ART UNIT	PAPER NUMBER
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2178

DATE MAILED: 11/19/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/348,652

Applicant(s)

GRAHAM, JAMEY

Examiner

CESAR B PAULA

Art Unit

2178

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 28 October 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☒ The proposed amendment(s) will not be entered because:
- (a) ☒ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☒ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See Continuation Sheet.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: _____.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

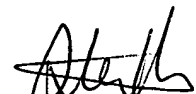
Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: 1-5, 7-8, 10-15, 17-18, 20-25, 27-28, and 30-36.

Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☐ Other: _____


STEPHEN S. HONG
PRIMARY EXAMINER

Continuation of 2. NOTE: The applicants indicate that the prior art does not teach claim 1 as amended (p.11, L.1-p.12,L.10). The amended claim necessitates a new search and/or consideration, therefore it cannot be entered.

Moreover, the applicants state that Ball fails to teach a line graph, a bar graph, and a scatter diagram (claims 2-3, 5) (p.12,L.12-24). The examiner disagrees, because Ball discloses a right pane-visual indicator-- for indicating the display of a line representation-contour graph image-showing the relative strength of the concept of interest--analyzed new, and old code-- by highlighting each line in the representation graph with their respective color-coding in a contour display of the document not in full resolution -- (page 4, 2.1, and fig. 1). Ball discloses a right pane-visual indicator-- for indicating the display of a line representation of the document text or line graph showing the relative strength of the concept of interest--analyzed new, and old code-- by highlighting each line in the representation graph with their respective color-coding -- (page 4, 2.1, and fig. 1). Ball discloses a right pane-visual indicator-- for indicating the display containing color-coded lines scattered throughout a visual representation of a document-bar graph-- showing the relative strength of the concept of interest--analyzed new, and old code-- by highlighting each row in the bar graph with their respective color-coding -- (page 4, 2.1, and fig. 1).

Regarding claims 11-15, 18, 21-25, and 28, the applicants indicate that the prior art does not teach the claims as amended (p.13, L.2-9). The amended claims necessitate a new search and/or consideration, therefore the amendment cannot be entered.

Regarding claims 7, and 31, the applicants indicate that the Ball does not teach the first and second axis representing concentrations of user specified concept (p.13, L.12-16). The amended claims necessitate a new search and/or consideration, therefore the amendment cannot be entered.

Moreover, the applicants remark that Ball and Greenberg do not teach a visual indicator as recited in claim 1 (p.13, L.17-26). The visual indicator of claim 1 as amended requires a new search and/or consideration, therefore the amendment cannot be entered.

Regarding claims 33, 17, 35, 27, 10, 32, 20, 34, 30, and 36, the applicants indicate that the prior art does not teach the claims as amended (p.14, L.1-24). The amended claims necessitate a new search and/or consideration, therefore the amendment cannot be entered.